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10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 JEREMY JOHN HALGAT, an individual,  
13 Plaintiffs,  
14 vs.  
15 UNITED STATES OF AMERICA, DAVID N.  
16 KARPEL, individually, DOES 1 through 100;  
and ROES 1 through 100; inclusive,  
17 Defendants.

CASE NO.: 2:22-cv-00592-RFB-EJY

18 **STIPULATION TO EXTEND DEADLINE  
19 TO RESPOND TO LVMPD'S MOTION TO  
20 DISMISS AND JOINDER [ECF NOS. 37  
21 AND 38]  
22 (FOURTH REQUEST)**

23 NOW COMES the Plaintiff, JEREMY HALGAT ("Plaintiff"), by and through his  
24 attorneys, Melanie A. Hill and Melanie Hill Law PLLC, and Defendant, LAS VEGAS  
25 METROPOLITAN POLICE DEPARTMENT ("LVMPD"), by and through its attorney Robert  
26 Freeman, who hereby stipulate that the deadline for Plaintiff to respond to Defendant LVMPD  
27 Motions to Dismiss and Joinder [ECF Nos. 37 and 38] be extended pursuant to Local Rule IA 6-1.

28 This is the fourth request for an extension of the deadlines. In support of this Stipulation and  
Request, the parties state as follows:

29 1. Defendant LVMPD filed their Motions to Dismiss on October 21, 2022 [ECF Nos.  
30 37 and 38].

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1           2. Plaintiff's deadline to respond to the Motions to Dismiss was originally November  
 2, 2022.

3           3. The parties stipulated to extend the deadline to December 6, 2022 to allow counsel  
 4 for Plaintiff to file a motion to be added to the Protective Order in place in the underlying criminal  
 5 case so that Plaintiffs may share the criminal discovery with undersigned counsel. The discovery is  
 6 necessary to further plead the complaint in this case in response to arguments made in the currently  
 7 pending Motions to Dismiss.

8           4. Prior to filing the prior stipulation and the motion, counsel for Plaintiff also  
 9 conferred with the local U.S. Attorneys' office regarding the same. Counsel determined that a motion  
 10 would be necessary to allow counsel for Plaintiff to be added to the Protective Order in the underlying  
 11 criminal case so that discovery may be reviewed by counsel for Plaintiff and used to further plead the  
 12 complaint in this case.

13          5. On November 18, 2022, Plaintiff's counsel filed a Motion to Be Added to the  
 14 Protective Order [ECF No. 44] in this case.

15          6. On January 4, 2023, Magistrate Judge Youchah denied the motion without  
 16 prejudice by Minute Order [ECF No. 50] directing Plaintiff's counsel to file the motion in the  
 17 underlying criminal case finding that the motion had been filed in the wrong case when it was filed  
 18 in the instant case holding as follows: "Specifically, the Motion asks that Plaintiff, by and through  
 19 his counsel of record, be added to the Protective Order issued on October 12, 2017, in a criminal case  
 20 in which Plaintiff is involved. Case No. 2:16-cr-00265-GMN-NJK. It is in that case that Plaintiff must  
 21 file his Motion."

22          7. On January 25, 2023, Plaintiff filed the Motion to Be Added to the Protective Order  
 23 in the criminal case [ECF No. 2296 in 2:16-cr-00265-GMN-NJK].

24          8. On January 31, 2023, Magistrate Judge Koppe ordered the United States to file a  
 25 response indicating its position on Defendants' motion no later than February 6, 2023 [ECF No. 2297  
 26 in 2:16-cr-00265-GMN-NJK].

27          9. On February 2, 2023, the United States filed its response indicating that it did not  
 28 oppose the Motion [ECF No. 2298 in 2:16-cr-00265-GMN-NJK].

1           10.       On February 2, 2023, Magistrate Judge Koppe granted the Motion to Be Added to  
 2 the Protective Order in the criminal case [ECF No. 2299 in 2:16-cr-00265-GMN-NJK].

3           11.       Since the granting of the Motion, Plaintiff's counsel has been attempting to get all  
 4 of the underlying criminal discovery in an organized fashion from the defendants through their prior  
 5 counsel and is still in the process of doing so.

6           12.       Halgal's prior criminal counsel, Richard Tanasi, delivered the last of Halgal's  
 7 criminal discovery today, February 28, 2023, the same day that counsel was to file the oppositions  
 8 pursuant to the last court order granting Halgal's prior motion to extend the deadlines to February 28,  
 9 2023.

10          13.       Counsel has also been preparing for and in trial in a case that started Monday,  
 11 February 27, 2023. To allow time for Plaintiff's counsel to review the underlying criminal discovery  
 12 for purposes of prosecuting this civil case and further responding to the pending Motions to Dismiss  
 13 and/or filing an Amended Complaint in light of the delay in getting the discovery and her trial  
 14 preparation, the parties have stipulated to extend Plaintiff's response deadline to the Motions to  
 15 Dismiss to April 28, 2023. The parties have further stipulated to allow Defendant LVMPD until May  
 16 19, 2023 to file its response to Plaintiff's filing.

17          14.       This Request for an extension of time is not sought for any improper purpose or  
 18 other purpose of delay. Rather, it is sought by the parties solely to allow sufficient time for Plaintiff's  
 19 counsel to review the underlying criminal discovery for purposes of prosecuting this civil case and  
 20 further responding to the pending Motions to Dismiss and/or filing an Amended Complaint in light  
 21 of the recent granting of the motion to add Plaintiff's counsel to the protective order in the criminal  
 22 case and her trial preparation schedule over the last month.

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1 WHEREFORE, Plaintiffs respectfully request that the Court extend the deadlines to respond  
2 to the LVMPD's Motions to Dismiss [ECF Nos. 37 and 38] as stipulated herein.  
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4 DATED this 28<sup>th</sup> day of February, 2023.

DATED this 28<sup>th</sup> day of February, 2023.

5 LEWIS BRISBOIS BISGAARD & SMITH LLP

6 MELANIE HILL LAW PLLC

7 /s/ Robert Freeman

8 ROBERT FREEMAN

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12 *Attorneys for Plaintiff Jeremy John Halgar*

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15 IT IS SO ORDERED.



16 RICHARD F. BOULWARE, II  
17 UNITED STATES DISTRICT JUDGE  
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19 DATED this 2nd day of March, 2023.  
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